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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE CIVIL JURISDICTION

WRIT PETITION NO. 5622 OF 2007

M/s.Videocon Industries Ltd. ... Petitioner

Versus

Union of India and Ors. ... Respondents

Mr. Kamal Bulchandani i/by M/s. Kamal & Company for Petitioner.

Mr. P.S. Jetly with Mr.Y.S. Bhate for Respondents.

CORAM: F.I. REBELLO &
J.P.DEVADHAR, JJ.
DATED: AUGUST 08, 2007

P.C.:

. Rule. Heard forthwith.

. We have heard the learned counsel for the parties. Considering the controversy and as the Petitioner relies on Section 38(1)(b) of the Insecticides Act, 1968 and considering Exh. "G" which in our opinion is query note which is to be treated as show cause notice, the ends of justice will be met if the Petition is disposed of with the following directions considering that the Petitioner has already made representation :

(1) The representation made by the Petitioner be disposed of within ten days from today after giving

personal hearing to the Petitioner.

(2) In the meantime, there will be relief in terms of Prayer Clause (c)(ii) which reads as under :

> "To allow the Petitioners to bond the subject imported goods under Bills of Entry both dated 19.07.2007 at Exhibits "E-1 and E-2" hereto without payment of duties."

. Rule made absolute accordingly. No order as to costs.

(J.P.DEVADHAR, J.) **(F.I.REBELLO, J.)**